

Hornsby, Moore, Rawlings, Shivers, Van Zandt and Westerfeld.

Absent—excused: Blackert, Davis, Fellbaum, Hill, Oneal and Redditt.

H. B. No. 404 was reported favorably by viva voce vote.

S. B. No. 302 was referred to subcommittee (Van Zandt, Shivers and Collie).

HERMAN B. HILL, JR.,
Secretary.

Minutes of Committee on Insurance,
Held March 5, 1935.

Special Meeting.

Present: Collie, Hughston, Cotten, DeBerry, Holbrook, Moore, Pace, Poage, Rawlings, Shivers, Westerfeld and Woodruff.

Absent: Sulak.

S. B. No. 275 was laid on table subject to call.

S. B. No. 139 was laid on table subject to call.

BILL GEORGE, Secretary.

Minutes of the Committee on State Affairs, Held March 5, 1935.

Regular Meeting.

Present: Pace, Blackert, Collie, Cotten, DeBerry, Holbrook, Hopkins, Hornsby, Hughston, Martin, Moore, Rawlings, Redditt, Regan, Shivers, Small, Stone and Sulak.

Absent—excused: Fellbaum and Oneal.

S. B. No. 278 was referred to a subcommittee.

W. S. REEVES, Secretary.

THIRTY-FIFTH DAY.

Senate Chamber,
Austin, Texas,
March 7, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. K. M. Regan.

The roll call disclosed a quorum, the following Senators being present.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent—Excused.

Fellbaum.

Prayer by the Chaplain.

Further reading of the Journal was dispensed with on motion of Senator Sanderford.

Committee Reports.

(See Appendix.)

Minutes of Committee Meetings.

(See Appendix.)

Bills and Resolutions.

Senate Bill No. 421.

By Senator Holbrook:

S. B. No. 421, A bill to be entitled "An Act to require a radio broadcasting station or stations to file semi-annual reports with the State Comptroller, designating what shall be included in said reports; providing a penalty, and declaring an emergency."

Read and referred to the Committee on State Affairs.

Senate Bill No. 422.

By Senator Oneal:

S. B. No. 422, A bill to be entitled "An Act to amend Chapter 88 of the General Laws of the Second Called Session, Forty-first Legislature, as heretofore amended, by adding to said Chapter 88 a section to be known as Section 3-a, to provide that water improvement districts, water control and improvement districts and levee improvement districts, incorporated as public municipal corporations under the laws of the State of Texas, be exempted from the payment of all registration fees on motor vehicles, trailers and semi-trailers owned by such districts and used exclusively in the service of such districts, provided that the districts owning such motor vehicles shall apply annually to register such motor vehicles and that affidavit be made at the time of registration by the person who has the proper authority that such motor vehicles are owned by such districts and are exclusively used in the service of such district; and declaring an emergency."

Read and referred to the Committee on State Highways and Motor Traffic.

Senate Bill No. 423.

By Senator Oneal:

S. B. No. 423, A bill to be entitled "An Act to prohibit the building or

erecting within five hundred (500) feet of the center of any designated public highway, a line to carry or transmit electric power or energy, and to prohibit the operating or maintaining of such line built or erected after the effective date of this Act; providing that it shall be lawful for such lines to be built across designated public highways; prescribing penalties for the violation of this Act, and providing for the enjoining of any person, association or corporation in suit brought by the Attorney General, district or county attorney of any county in which said act or acts may occur; and declaring an emergency."

Read and referred to the Committee on State Highways and Motor Traffic.

Senate Bill No. 424.

By Senator Neal, by request:

S. B. No. 424, A bill to be entitled "An Act to amend Chapter 172 General Laws of Texas, Forty-third Legislature, Regular Session, 1933, which was an amendment to Article 1302 of the Revised Civil Statutes of the State of Texas, 1925, Sections 95-A and 95-B of said Article being amended and to be henceforth known as Section 95-A of said Article; providing for the creation of corporations for the purpose of buying and selling beer, in accordance with the laws of this State, and dealing in, buying and selling and processing agricultural commodities, poultry, dairy products and livestock, produced in the United States, and products derived therefrom, with the power and authority to prepare same for market, transport same, operate cold storage plants and warehouses and finance the acquisition, storage, carrying and orderly marketing of all said articles; providing that said corporations may transact all business necessary and incident to said powers granted, and declaring an emergency."

Read and referred to the Committee on Agriculture.

Senate Bill No. 425.

By Senators Van Zandt and Cotten:

S. B. No. 425, A bill to be entitled "An Act prohibiting trials of speed

or endurance between dogs and providing a penalty therefor and declaring any place where they are conducted to be a nuisance, and providing for abatement of such nuisance."

Read and referred to the Committee on Criminal Jurisprudence.

Senate Bill No. 426.

By Senator Davis:

S. B. No. 426, A bill to be entitled "An Act amending Article 3128 of the Revised Civil Statutes of Texas, Revision of 1925; providing for the retention, opening, and destroying of the contents of ballot boxes after being used in primary elections, unless there be some legal proceedings or a contest for a nomination and declaring an emergency."

Read and referred to the Committee on Privileges and Elections.

Senate Bill No. 427.

By Senators Davis and Cotten:

S. B. No. 427, A bill to be entitled "An Act amending Article 4667 of the Revised Civil Statutes of the State of Texas, Revision of 1925, so as to provide and enjoin duties upon the district attorney, county attorney and Attorney General, defining reliable information and providing a penalty for the district attorney, county attorney or Attorney General for a failure to perform duties enjoined upon him by Article 4666 and Article 4667, Statutes of the State of Texas, Revision of 1925."

Read and referred to the Committee on Criminal Jurisprudence.

Senate Bill No. 428.

By Senator Cotten:

S. B. No. 428, A bill to be entitled "An Act to create a Board of Parole and Pardons; to provide for their appointment, their term of office, their duties and their compensation; to provide for clerical help and for probation and parole officers and for their compensation and for expense of travel, printing, equipment and other facilities necessary for the proper carrying out of the work of the Board of Parole and Pardons, of the Probation-Parole officers, and of all clerical help; to provide for the impeachment and removal of any

member of the said Board; to provide how paroles and remission of fines and forfeitures may be granted by said Board and how paroles may be revoked; etc., and declaring an emergency."

Read and referred to the Committee on Penitentiaries.

Motion for Committee Appointment.

Senator Holbrook moved that a committee of three be appointed by the Chair to prepare a suitable memorial resolution to Hon. Oliver Wendell Holmes, Justice of the Supreme Court of the United States.

Senator Cotten seconded the motion.

The motion prevailed by viva voce vote.

Committee Appointed.

The Chair appointed the following Senators to prepare the memorial resolution as authorized by the Senate:

Senators Holbrook, Cotten and Woodruff.

S. C. R. No. 22.

Senator Redditt sent up the following resolution:

Whereas, The entire cotton crop of the United States is produced in thirteen Southern States; and

Whereas, The State of Texas and particularly the farmers of the State of Texas are vitally interested in the production and sale of cotton and cotton products; and

Whereas, The general prosperity depends to a great extent on the prosperity of the farmers of the State; and

Whereas, Texas produces practically one-third of the cotton produced in the United States, ninety per cent of which production is exported to foreign countries; and

Whereas, The maintenance of a foreign market affording a fair price for the cotton produced in this State is of vital concern to all of the people of Texas; and

Whereas, Statistics show that from August 1, 1934 to March 1, 1935, the American cotton exports were two million, three hundred twenty-one thousand (2,321,000) bales less than

for the same period of time the year previous; and

Whereas, Statistics show that American gin manufacturing companies, during the year of 1934, sold to foreign cotton growing countries more than five and one-half times as much gin machinery as in any previous year; and

Whereas, The gravity of the cotton export situation is alarming to cotton growing States and the producers of cotton in said states:

Be it Therefore Resolved by the Senate of Texas, the House of Representatives of the State of Texas concurring, that the Lieutenant Governor of Texas appoint five members of the Senate to serve with a committee of five members appointed by the Speaker of the House of Representatives, in a study of the cotton growing and cotton marketing situation, affecting not only the State of Texas but the entire Southern States, with the view of making recommendations to the Legislature of Texas, and to the members of Congress from Texas, of any suggested plans and proposals that will remedy the existing conditions; and also to study and make recommendations as to the feasibility of forming a cotton compact with all other cotton producing States in order that not only the State of Texas but the entire South may be well represented and considered in legislation passed by the Congress of the United States affecting the production of cotton; and also for said committee appointed to study the feasibility of requesting the Legislatures of all cotton producing states to name similar committees to meet with the committee appointed herein in order to formulate similar plans for state legislation as well as National legislation affecting the production and sale of cotton.

REDDITT,
PACE.

Read and referred to the Committee on Agriculture.

H. C. R. No. 37.

Senator Shivers called up H. C. R. No. 37, which had been laid on the table subject to call.

The Chair laid before the Senate H. C. R. No. 37, by Mr. McKee.

"Declaring the intent of the Legislature of Texas in the matter of the time for distribution of certain funds accruing under the Racing Law due the Public Free School Fund."

On motion of Senator Shivers, H. C. R. No. 37 was adopted by viva voce vote.

S. J. R. No. 3.

Recurring business was the substitute offered by Senator Hill for S. J. R. No. 3 and pending amendment.

Senator Woodruff had the floor on discussion.

Motion to Recess.

Senator Pace at 12:05 o'clock moved that the Senate recess until 10:00 o'clock a. m. Friday.

Motion to Adjourn.

Senator Hornsby moved as a substitute that the Senate adjourn until 10 o'clock a. m. Friday.

Motion pending.

H. C. R. No. 18.

Motion to Print.

Senator DeBerry moved that H. C. R. No. 18 be printed on minority report and spread on the Journal.

Request for Printing.

Senator Woodruff received unanimous consent to have printed in the Journal, the following:

Amend the pending substitute to the Senate Joint Resolution No. 3 by striking out Section 1, 2, 3 and 4 thereof, and inserting in lieu of same the following:

Section 1. That Section 20 of Article 16 of the Constitution of the State of Texas be amended so as hereafter to read as follows:

"Sec. 20(a). The Legislature shall have the power to regulate the manufacture, sale, possession, transportation and distribution of intoxicating liquor within this State, and within any political subdivision thereof.

(b) The Legislature shall have the power to create a State monopoly for the purpose of regulating the manufacture, sale, possession, transportation and distribution of intoxicating liquor within this State, and within any political subdivision thereof by means of issuing license to persons, firms, or corporations, for such

purpose as it, from time to time, shall deem necessary.

(c) All laws or parts of laws enacted pursuant to and in effect under the terms and provisions of Section 20 of Article 16 of the Constitution of the State of Texas being amended hereby, shall be and continue in full force and effect until amended or repealed by the Legislature of the State of Texas.

Sec. 2. The amendment to the Constitution of the State of Texas proposed in Section 1 of this resolution shall be submitted to a vote of the qualified electors of this State at a special election to be held throughout the State of Texas on the twenty-fourth day of August, A. D. 1935, at which election all voters shall write, or have printed on their ballots, in addition to subsections (a), (b) and (c) of Section 1 hereof, the provisions:

(1) "For repeal of State wide prohibition."

(2) "Against repeal of State wide prohibition."

(3) "For liquor control by State monopoly."

(4) "Against control by State monopoly."

Those favoring the adoption of State amendment shall strike above provision No. 2 from their ballot and those opposing such amendment shall strike provision No. 1.

Those voters favoring State control by monopoly and license shall strike provision No. 4 from their ballot and those opposing State control by monopoly and license shall strike provision No. 3 from their ballot.

Sec. 3. The Governor shall issue the necessary proclamation for such an election, and shall have the same published and such election held as is provided for by the Constitution and the laws of this State.

Sec. 4. The sum of Fifty Thousand Dollars (\$50,000) or so much thereof as shall be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated to pay the expenses of the publication and the election herein above provided for.

Sec. 5. If it shall appear from the returns of said election that a majority of the votes cast are in favor of State wide repeal, then sub-section (a) and sub-section (c) of Section 1 shall become a part of the Constitution of the State of Texas, then and in that event, if it shall appear that

a majority of the votes cast in such election shall be in favor of State control by monopoly and license, then sub-section (b) of Section 1 of this resolution shall also become a part of the Constitution of the State of Texas."

WOODRUFF.

Senate Bill No. 429.

Senator Shivers received unanimous consent to send up the following bill:

By Senators Redditt and Shivers:
S. B. No. 429, A bill to be entitled "An Act granting permission to Mrs. Dora Martin, individually and as next friend of Hazel Martin, Eunice Martin, Buster Martin and Jack Martin, minors, and Ottis Martin, surviving wife and children of A. J. Martin, deceased, to bring suit against the State of Texas and/or the Highway Department of the State of Texas, in any court of competent jurisdiction, for damages for personal injuries received by the said A. J. Martin while on duty in the employ of the Highway Department of the State of Texas, which injuries resulted in the death of the said A. J. Martin; providing that any judgment so recovered be paid out of the funds of the Highway Department of the State of Texas; providing if any provisions of this Act shall be invalid, the validity of the other provisions thereof shall not be affected; and declaring an emergency."

Read and referred to the Committee on State Highways and Motor Traffic.

Senate Bill No. 430.

Senator Sanderford received unanimous consent to send up the following bill:

By Senator Sanderford:
S. B. No. 430, A bill to be entitled "An Act to amend Section 6 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, as amended by Section 3 of Chapter 15, General Laws, Forty-first Legislature, Fifth Called Session; Section 24 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, as amended by Section 1, of Chapter 235, General Laws, Forty-third Legislature, Regular Session, and Section 26 of Chapter 65, General Laws, Forty-first Legislature, First Called Session, relating to regulating the avocation and art of barbering;

prescribing such sanitary rules and regulations in order to insure the proper sanitary conditions and to prevent the spreading of diseases; providing character of certificate required of persons who only cut hair; providing that the violation of Section 6 is also punishable under Section 24 of this Act; providing what kind of barber shall be required to have a certificate and what kind of certificate is required under subsection (b) of Section 24; providing that the members of the first Board of Barber Examiners appointed under this Act shall serve as follows: One member until the inauguration of the Governor in 1937, the second member until the inauguration of the Governor in 1939, and the third member until the inauguration of the Governor in 1941, as designated by the Governor, and the members appointed thereafter shall serve for six years; repealing all laws or parts of laws in conflict herewith; if any part of this Act is declared unconstitutional, it shall not affect the validity of the remainder; and declaring an emergency."

Read and referred to the Committee on State Affairs.

Senate Bill No. 431.

Senator Cotten received unanimous consent to send up the following bill:

By Senator Cotten:
S. B. No. 431, A bill to be entitled "An Act making it unlawful to use, keep, exhibit or in any manner to be interested in using, keeping or exhibiting, on or about his premises, or place of business, any table, marble machine or device used, played or operated by the insertion of a coin or metallic slug therein; providing that nothing herein prohibits the use of postage stamp machines, pay telephones or pay meters; fixing penalties; and declaring an emergency."

Read and referred to the Committee on Criminal Jurisprudence.

Bill and Resolution Signed.

The Chair, President Pro Tem. K. M. Regan, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bill and resolution:

H. B. No. 474. H. C. R. No. 49.

Adjournment.

The motion to adjourn prevailed by viva voce vote.

APPENDIX.

Committee Reports.

Committee Room,
Austin, Texas, March 6, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 12, A joint resolution "Proposing an amendment to Section 22, Article IV of the Constitution of the State of Texas, fixing the salary of the Attorney General at Ten Thousand Dollars a year; providing for its submission to the voters of the State of Texas as required by the Constitution, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted, and be printed.

BLACKERT, Chairman.

Committee Room,
Austin, Texas, March 6, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 13, A joint resolution "Proposing an amendment to Section 23 of Article IV of the Constitution of the State of Texas, fixing the salary of the Comptroller, Treasurer and the Commissioner of the General Land Office at Six Thousand Dollars per annum; providing for its submission to the voters of the State of Texas as required by the Constitution, and making an appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted, and be printed.

BLACKERT, Chairman.

Committee Room,
Austin, Texas, March 6, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 14, A joint resolution "Proposing an amendment to Section 5 of Article 4 of the Constitution of the State of Texas, fixing the salary of the Governor; providing for its submission to the voters of the State

of Texas as required by the Constitution, and making an appropriation therefore."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted, and be printed.

BLACKERT, Chairman.

Committee Room,
Austin, Texas, March 6, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 15, A joint resolution "Proposing an amendment to Section 21 of Article IV of the Constitution of the State of Texas, fixing the salary of the Secretary of State at Six Thousand Dollars a year; providing for its submission to the voters of the State of Texas as required by the Constitution, and making appropriation therefor."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted, and be printed.

BLACKERT, Chairman.

Committee Room,
Austin, Texas, March 6, 1935.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 26, A joint resolution "Proposing an amendment to Article XVI of the Constitution of the State of Texas by adding a new Section to be numbered Section 61, vesting all the power heretofore conferred upon the Governor by Section 11, Article IV of the Constitution relating to granting reprieves, commutations of punishment and pardons in all criminal cases in a Board to be known and designated as the Board of Pardons and Paroles, and providing that such Board shall be composed of three members, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted, and be printed.

BLACKERT, Chairman.

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. J. R. No. 1, A joint resolution "Proposing an amendment to Article 3 of the Constitution of the State of Texas, to be known as Section 51B; providing that the Legislature of said State may authorize the levying of a two per cent sales tax on all sales at retail of tangible personal property within the State, etc."

Have had the same under consideration, and I am instructed to report back to the Senate that the committee voted to indefinitely postpone consideration of this amendment.

BLACKERT, Chairman.

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

H. C. R. No. 33, A concurrent resolution Authorizing the State Highway Department to lend such equipment as it now has available to Van Zandt County for the purpose and use of repairing the Court House Square in the town of Canton, Texas, etc.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

HOPKINS, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 158, A bill to be entitled "An Act amending Article 1025, Code of Criminal Procedure, of Texas, 1925, relating to fees to be paid by the State to County and District Attorneys, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 112, A bill to be entitled "An Act amending Title 17, Chapter 6 of the Penal Code of Texas and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence to whom was referred

S. B. No. 328, A bill to be entitled "An Act amending Section 19 of H. B. No. 122, Chapter 116, Acts of the Regular Session, Forty-third Legislature, 1933, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 341, A bill to be entitled "An Act providing that investigators appointed by District Attorneys and Criminal District Attorneys shall have the same authority as sheriffs to make arrests in the county where appointed, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 40, A bill to be entitled "An Act providing that it shall be unlawful for any person other than the rightful owner thereof to kill, maim, entrap, or detain an Antwerp Messenger or homing pigeon, either in flight or at rest, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 126, A bill to be entitled "An Act amending Article 1006, Code of Criminal Procedure of Texas, 1925, providing for the compensation of an officer or person executing a fugitive warrant beyond the limits of the State of Texas, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 375, A bill to be entitled "An Act to amend Article 1377 of the Penal Code of the State of Texas so as to provide that it shall be a misdemeanor for one to enter upon lands of the other without the consent of the owner, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 405, A bill to be entitled

"An Act amending Article 1019a of the Code of Criminal Procedure of the State of Texas, providing for fees of officers in certain cases, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 7, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 404, A bill to be entitled "An Act amending Article 1019 of the Code of Criminal Procedure of the State of Texas, providing for fees of officers of this State in certain felony and misdemeanor cases, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

STONE, Chairman.

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 190, A bill to be entitled "An Act making an appropriation of \$5,000,000.00 for each of the two fiscal years ending August 31, 1936 and August 31, 1937, respectively, for the purpose of promoting public school interest and equalizing the educational opportunities afforded by the State to all children of scholastic age within the State."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments.

REDDITT, Chairman.

Committee Amendment No. 1.

Amend S. B. No. 190, by adding a new section to be numbered Section 6a, to read as follows:

"Provided the State Superintendent shall take into consideration, in fixing allowances to school districts, any loss sustained by said district by reason of the Federal Government buying lands for National Forests, and the State Superintendent shall be au-

thorized to make allocations to said district by virtue of losses sustained by said district by reason of the Federal purchase of lands, the amounts to be fixed by the State Superintendent based upon existing facts and circumstances as applicable to all other school districts."

Committee Amendment No. 2.

Amend Section 2, by striking out everything after the word "scholastic" in the third line of subsection.

Committee Amendment No. 3.

Amend S. B. No. 190, Section 11, by inserting at the end of said section the following:

"Providing that all school districts containing one hundred (100) square miles of territory, or more, may receive transportation aid of Two (\$2.00) Dollars per month per pupil."

Committee Amendment No. 4.

Amend Section 1 by striking out the words "General Revenue Fund," and by inserting in lieu thereof the following:

"Available Public School Fund not derived from taxes placed in such fund by the Constitution of this State."

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Rules, to whom was referred S. R. No. 45,

Have had the same under consideration, and beg leave to submit the following resolution and recommend that it be adopted and be not printed.

DeBERRY, Chairman.

(Majority Report.)

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, a majority of your Committee on Rules, to whom was referred

H. C. R. No. 18, Proposing an amendment to the Joint Rules. Be it resolved by the House of Representatives, the Senate concurring, That Rule No. 20 of the Joint Rules of both Houses be amended by adding a subsection thereto to be known as Section 20-a to read as follows: "Section 20-a. The conferees shall be

limited to the differences between the two Houses and shall not insert in their report new matter not germane thereto by going outside the differences committed to them."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

DeBERRY, Chairman.

(Minority Report.)

Committee Room,

Austin, Texas, March 6, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, a minority of your Committee on Rules, to whom was referred H. C. R. No. 18,

Have had the same under consideration, and beg to dissent from the majority and recommend that the resolution do pass, and be not printed.

DeBERRY,
HORNSBY,
POAGE.

Minutes of Committee Meetings.

Minutes of the Committee on Rules,
Held March 6, 1935, Called
Meeting.

Present: DeBerry, Hornsby, Hopkins, Pace, Redditt, Small.

Absent—Excused: Regan, Martin.

Amendment to the Rules of the Senate, by Hornsby, adopted by the following vote:

Yeas: DeBerry, Hornsby, Poage, Redditt.

Nays: Hopkins, Pace, Small.

H. C. R. No. 18 failed to pass by the following vote, on the motion it not pass:

Yeas: Hopkins, Pace, Redditt, Small.

Nays: DeBerry, Hornsby, Poage.

DICK DeBERRY, Secretary.

Minutes of Senate Finance Committee,
Held March 6, 1935, Regular Meeting.

Present: Reditt, Beck, Burns, Duggan, Hill, Holbrook, Hopkins, Hornsby, Hughston, Neal, Oneal, Poage, Rawlings, Sanderford, Small, Stone, Sulak, Van Zandt, Woodruff.

Absent—Excused: Martin, Regan.

S. B. No. 190 was reported favorably with committee amendments.

NOEL K. BROWN, Secretary.

Minutes of Committee on Mining, Irrigation and Drainage, Held March 5, 1935, Called Meeting.

Present: Regan, Blackert, Hill, Holbrook, Neal, Small, Van Zandt.

Absent—Excused: Hopkins, DeBerry, Stone, Burns.

S. B. No. 361 was reported favorably by viva voce vote.

S. B. No. 133 was reported favorably by the following vote: yeas 7, nays 0.

S. B. No. 267 was reported favorably by viva voce vote.

S. B. No. 356 was reported favorably by viva voce vote.

ORVALEA WILLBANKS,
Secretary.

THIRTY-SIXTH DAY

Senate Chamber,
Austin, Texas,
March 8, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. K. M. Regan.

The roll call disclosed a quorum, the following Senators being present:

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Shivers.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	Sulak.
Hughston.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent—Excused.

Fellbaum.

Prayer by Bishop Boaz.

Further reading of the Journal was dispensed with on motion of Senator Woodruff.

Committee Reports.

(See Appendix.)

Minutes of Committee Meetings.

(See Appendix.)

Pages Excused.

Senator Hill moved that half the pages be excused for the afternoon to attend the Interscholastic League basketball games.

Senator DeBerry made a substitute motion that all of the pages be excused.

The substitute motion prevailed.

Bills and Resolutions.

Senate Bill No. 432.

By Senator Beck:

"An Act providing for relief for the Hooks Independent School District of Bowie County, Texas, in order to aid said District in rebuilding its properties and equipping its school which was destroyed by fire on the 11th day of February, A. D. 1935; providing for work relief; making an appropriation to said District for said property; and declaring an emergency."

Read and referred to the Committee on Finance.

Senate Bill No. 433.

By Senators Beck, Redditt and Pace:

S. B. No. 433, A bill to be entitled "An Act providing that any member of the State Highway Patrol of the State of Texas is authorized to arrest without warrant any person committing a violation of any of the provisions of House Bill 336, Chapter 282, page 507, General Laws, Regular Session, Forty-second Legislature, or any of the motor bus, motor truck, highway or registration laws and that any member of the State Highway Patrol shall have authority to weigh a loaded vehicle or any empty vehicle that he has reasons to believe is not properly registered, providing that the constitutionality of any part or parts of this Act shall not affect the validity of the remaining parts thereof, and declaring an emergency."

Read and referred to the Committee on Criminal Jurisprudence.

Senate Bill No. 434.

By Senator DeBerry:

S. B. No. 434, A bill to be entitled "An Act to amend Article 4679 of the Revised Civil Statutes of 1925, as amended by Acts of 1927 of the 40th Legislature, page 329, Chapter